

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**TWENTY-FOURTH DAY'S PROCEEDINGS**

**Thirty-eighth Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 18, 2012

The House of Representatives was called to order at 2:00 P.M., by the Honorable Chuck Kleckley, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. Speaker	Garofalo	Mack
Abramson	Geymann	Miller
Adams	Gisclair	Montoucet
Anders	Greene	Moreno
Armes	Guillory	Morris, Jay
Arnold	Guinn	Morris, Jim
Badon	Harris	Norton
Barras	Harrison	Ortego
Barrow	Havard	Pearson
Berthelot	Hazel	Pierre
Billiot	Henry	Ponti
Bishop, S.	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hodges	Pugh
Brossett	Hoffmann	Pylant
Brown	Hollis	Reynolds
Burford	Honore	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hunter	Ritchie
Burrell	Huval	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Schroder
Champagne	James	Seabaugh
Chaney	Jefferson	Shadoin
Connick	Johnson	Simon
Cox	Jones	Smith
Cromer	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Thompson
Fannin	Leopold	Whitney

Foil  
Franklin  
Gaines  
Total - 105

Ligi  
Lopinto  
Lorusso

Williams, A.  
Williams, P.  
Willmott

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Pastor V. Baptiste, Jr. of Nazarene Baptist Church, Alexandria.

**Pledge of Allegiance**

Rep. St. Germain led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Hill, the reading of the Journal was dispensed with.

On motion of Rep. Hill, the Journal of April 17, 2012, was adopted.

**Petitions, Memorials, and  
Communications**

The following petitions, memorials, and communications were received and read:

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 17

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 446, 499, 643, 676, and 677

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Bills and Joint Resolutions  
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

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### SENATE BILL NO. 446—

BY SENATOR PETERSON

#### AN ACT

To enact R.S. 40:2013.7, relative to mental health; to provide a prohibition on discrimination by a primary care provider based on a serious mental illness; to provide definitions; and to provide for related matters.

Read by title.

### SENATE BILL NO. 499—

BY SENATOR RISER

#### AN ACT

To enact R.S. 39:1405.5, relative to the issuance of debt by political subdivisions; to prohibit the State Bond Commission from approving the issuance of bonds, notes, or other evidences of indebtedness related to certain political subdivisions against whom there are filed certain unpaid judgments; to provide for the filing of notices of certain unpaid eligible judgments with the State Bond Commission; to provide that eligible judgments shall include judgments owed for goods, services, or work performed under a contractual obligation; to provide for exemptions for certain political subdivisions; and to provide for related matters.

Read by title.

### SENATE BILL NO. 643—

BY SENATOR CORTEZ

#### AN ACT

To amend and reenact R.S. 22:1061(5)(e)(ii) and (iii), relative to portability, availability, and renewability of health insurance coverage; to provide for definitions of large and small employers for purposes of such coverage; and to provide for related matters.

Read by title.

### SENATE BILL NO. 676 (Substitute of Senate Bill No. 437 by Senator Crowe)—

BY SENATOR CROWE

#### AN ACT

To amend and reenact R.S. 23:1513(A)(1), 1553(A), 1576, 1601(8), 1713(B) and (C), 1714, and 1726 and to enact R.S. 23:1531.1(E), and to repeal R.S. 23:1713(D), relative to unemployment compensation; to provide for the penalty and interest account; to provide for filing certain documents; to provide for separation notices; to provide for method of calculation regarding the experience-rating account of an employer; to provide for disqualification of employee benefits subsequent to commission of a fraudulent act; to provide for the recovery of overpayment of benefits; to provide for the payment of certain benefits; and to provide for related matters.

Read by title.

### SENATE BILL NO. 677 (Substitute of Senate Bill No. 491 by Senator Morrell)—

BY SENATOR MORRELL

#### AN ACT

To amend and reenact R.S. 33:4702(B)(1), (2), (3), (4), (6), and (7) and 4702 (D), (E), and (F) and to enact R.S. 33:4701(D) and 4702(C)(3), (H), and (I), relative to Orleans Parish; to change references to legislative districts in Orleans Parish which has appointing authority for members serving on the board of the New Orleans Regional Business Park; to provide for the board's membership, term of office, its powers and duties; and to provide for related matters.

Read by title.

### Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

### HOUSE RESOLUTION NO. 52—

BY REPRESENTATIVES NORTON, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, SMITH, ST. GERMAIN, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, AND DORSEY-COLOMB

#### A RESOLUTION

To commend Skylar Norton for her outstanding accomplishments on the occasion of her induction into the National Elementary Honor Society at Judson Fundamental Elementary Magnet School in Shreveport.

Read by title.

On motion of Rep. Norton, and under a suspension of the rules, the resolution was adopted.

### HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVES HOFFMANN, ANDERS, CHANEY, FANNIN, HUNTER, KATRINA JACKSON, JAY MORRIS, PYLANT, AND SHADOIN AND SENATORS GALLOT, KOSTELKA, RISER, THOMPSON, AND WALSWORTH

#### A CONCURRENT RESOLUTION

To commend Charles "Charlie Mac" McDonald of Bastrop, former state representative, and to express enduring gratitude for his outstanding contributions to education in the state of Louisiana.

Read by title.

On motion of Rep. Hoffmann, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### House and House Concurrent Resolutions Lying Over

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

### HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVE HAZEL

#### A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges and the State Board of Elementary and Secondary Education jointly to study the feasibility of granting a Louisiana high school diploma to successful completers of adult education programs that meet state standards and to report their findings and recommendations at least sixty days prior to the 2013 Regular Session of the Legislature of Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

### HOUSE CONCURRENT RESOLUTION NO. 96—

BY REPRESENTATIVE SIMON

#### A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study means by which to expand access by Louisianians to telehealth services and to report its findings to the legislative committees on health and welfare.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

### Senate Concurrent Resolutions Lying Over

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 57—**

BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study how the value of a usufruct should be properly determined under state law.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

### **Senate Bills and Joint Resolutions on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

**SENATE BILL NO. 111—**

BY SENATOR JOHNS

**AN ACT**

To amend and reenact R.S. 44:9(F) and (G), relative to the Public Records Law; relative to records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; to provide the Louisiana Board of Pharmacy and the office of financial institutions with access to expunged records under certain circumstances; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

**SENATE BILL NO. 161—**

BY SENATOR JOHNS

**AN ACT**

To amend and reenact R.S. 18:1311, relative to the Louisiana Election Code; to delete the requirement for the registrar of voters to post a list of voters who request to vote absentee by mail; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

**SENATE BILL NO. 198—**

BY SENATOR MORRELL

**AN ACT**

To amend and reenact the introductory paragraph of R.S. 27:302(A)(5), relative to video draw poker; to provide with respect to legislative oversight of games of video draw poker and other such card games; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

**SENATE BILL NO. 206—**

BY SENATOR MORRISH

**AN ACT**

To amend and reenact R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

**SENATE BILL NO. 225—**

BY SENATOR MORRISH

**AN ACT**

To amend and reenact R.S. 22:1122(1), 1132(A) and (B)(introductory paragraph), 1133, 1135(A), (B), and (D)(introductory paragraph), 1137(A), and 1144(B) and to enact R.S. 22:1122(27.1), 1132(B)(3), (4), and (5), and 1137(E), and to repeal R.S. 22:1122(18), relative to Medical Necessity Review Organizations; to provide definitions; to provide with respect to independent external review and appeal processes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

**SENATE BILL NO. 232—**

BY SENATOR BROOME

**AN ACT**

To amend and reenact R.S. 22:18(A), relative to the suspension or revocation of insurers' licenses; to provide for the issuance of cease and desist orders by the commissioner; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

**SENATE BILL NO. 316—**

BY SENATOR MARTINY

**AN ACT**

To enact R.S. 6:356, relative to financial institutions; to provide relative to the use of a power of attorney for certain bank transactions; to provide for revocation of a power of attorney; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

**SENATE BILL NO. 326—**

BY SENATORS BROOME AND DORSEY-COLOMB

**AN ACT**

To enact R.S. 9:3578.8(C) and (D), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for duties of the commissioner of the office of financial institutions; to provide for the compiling of certain information; to require the commissioner to submit a report to the Louisiana Legislature by April 1, 2014; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

**SENATE BILL NO. 381—**

BY SENATOR BROOME

**AN ACT**

To amend and reenact R.S. 24:972(A)(22), R.S. 36:4(N) and the heading of 802.14, the title of Chapter 17 of Title 49 of the Louisiana Revised Statutes of 1950, the introductory paragraph of R.S. 49:1112(A) and (B)(2)(a) and 1122 and to repeal R.S. 49:1121, relative to the Louisiana Serve Commission; to provide for a change in the name of the commission; and to provide for related matters.

Read by title.

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Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

### **SENATE BILL NO. 390—** BY SENATOR WHITE

AN ACT

To amend and reenact Children's Code Article 305(B)(4) and (E) and Code of Criminal Procedure Article 644.1, relative to juvenile proceedings; to amend provisions relative to divestiture of juvenile court jurisdiction; to provide relative to the jurisdiction over mental capacity determinations; to provide relative to mental capacity determination proceedings; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

### **SENATE BILL NO. 403—** BY SENATOR MORRELL

AN ACT

To enact R.S. 44:9(E)(1)(c) and (d), relative to expungement of criminal records; to authorize the expungement of criminal records of persons who have successfully completed the Department of Public Safety and Corrections intensive incarceration program; to provide relative to other conditions necessary for the expungement of criminal records; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

### **SENATE BILL NO. 421—** BY SENATOR DONAHUE

AN ACT

To amend and reenact the introductory paragraph of R.S. 22:347(A)(4)(a) and the introductory paragraph of R.S. 48:756(A)(1), relative to population estimates used in certain fund distributions; to provide for an entity under the latest federal-state cooperative program for local population estimates; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

### **SENATE BILL NO. 500—** BY SENATORS BUFFINGTON AND MILLS

AN ACT

To amend and reenact R.S. 36:919.4 and R.S. 40:1231, 1231.1(A), 1232(A) and (B), 1232.1(A) and (B), 1232.2(B)(1)(b) and (d), (B)(2), and (G), 1232.3(A)(1) through (3) and (B), 1232.4(1), (3), and (5), 1232.5, the introductory paragraph of 1232.6 and 1232.6(1), (2), and (12), 1232.7(D) and (E), 1232.9, 1232.11, 1233, 1234, 1235(A)(1), (2)(a), (c), and (d), 1235.1(A), 1236, 1236.1, 1236.13(B) and (F), 1299.58.2(4), 1299.64.2(3); to enact R.S. 40:1232.4(10) and 1232.6(15), and to repeal R.S. 40:1236.3, relative to the changes within the emergency medical services provisions; to provide for changes in references to emergency medical personnel; to provide with respect to title designations for certain licensee providing emergency medical services; to provide with respect to grounds for disciplinary proceedings relative to intentional falsification of documents; to provide relative to the duties of emergency medical personnel; to provide relative to the permissible functions which an emergency medical services practitioner student may perform

and under what conditions they may be performed; to provide with respect to the certifications necessary for an emergency medical services practitioner to hold; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

### **SENATE BILL NO. 631—** BY SENATOR LONG

AN ACT

To enact R.S. 37:2804(L), relative to chiropractors; to provide for licensure of chiropractors; to provide for criminal background checks; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

### **SENATE BILL NO. 646—**

BY SENATORS THOMPSON, ALLAIN, GALLOT, LONG AND RISER

AN ACT

To amend and reenact R.S. 3:1615(A)(1) and (4), relative to Boll Weevil Eradication assessments; to provide for the transfer of assessments to the Louisiana Agricultural Finance Authority; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

### **SENATE BILL NO. 747 (Substitute of Senate Bill No. 108 by Senator Morrell)—** BY SENATOR MORRELL

AN ACT

To enact R.S. 27:19(D), relative to video poker; to prohibit persons and entities advising the state from representing any business or legal entity seeking to be engaged in or who is engaged in any activity regulated by the Video Draw Poker Devices Control Law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

### **SENATE BILL NO. 748 (Substitute of Senate Bill No. 344 by Senator Morrish)—** BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 30:2373(B)(1), relative to environmental quality; to provide for the failure to report of certain reportable releases; to provide for the reportable release from natural gas distribution lines; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources and Environment.

## **House Bills and Joint Resolutions on Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

**HOUSE BILL NO. 618—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact Code of Civil Procedure Article 1563, relative to liability for environmental damage; to provide for limitations on the effect of an admission of liability; to provide for admissibility of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 618 by Representative Abramson

AMENDMENT NO. 1

On page 1, on line 4, after "evidence;" and before "and" insert "to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction;"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, insert "A."

AMENDMENT NO. 3

On page 1, delete lines 16 through 18 in their entirety and insert the following:

"admitting party. Within thirty days of an admission of responsibility as to all or any portion of the property, and whether by one or more of the defendants, the court shall refer the matter to the Department of Natural Resources for the approval or structure of a plan which the department determines to be the most feasible plan to evaluate or remediate the environmental damage under the applicable regulatory standards. An admission of responsibility, as provided for in this Article, for implementing the most feasible plan and the plan approved by the department shall be admissible as evidence in any action. The party admitting responsibility shall be required to deposit with the department sufficient funds to cover the cost of the department's review of the plans or submittals including the cost of holding a public hearing to approve or structure the feasible plan. The initial payment of these costs shall be in the amount of one hundred thousand dollars. This initial payment shall be deposited prior to or along with the submission of the plan by the admitting party. Within thirty days of the department's filing of the plan, the party admitting responsibility for implementing the most feasible plan shall reimburse the plaintiff for those costs which the court determines to be recoverable under R.S. 30:29(E)(1).

B. The provisions of this Article shall not establish primary jurisdiction with the Department of Natural Resources."

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 674—**

BY REPRESENTATIVE ROBIDEAUX  
A JOINT RESOLUTION

Proposing to add Article VII, Section 21(L) of the Constitution of Louisiana, to authorize the granting of ad valorem tax exemption contracts to certain businesses; to authorize the Board of Commerce and Industry to enter into contracts; to provide with respect to contract approvals; to provide for certain contract limitations; to provide with respect to the assessment and taxation of property subject to a contract; to require the legislature to establish a program for the granting of contracts; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 674 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 4, after "contracts" delete the remainder of the line and from the beginning of line 5, delete "approval;" and insert a semi-colon ";," and insert "to provide with respect to contract approvals;"

AMENDMENT NO. 2

On page 2, at the end of line 7, insert the following:

"The legislature may provide by law for approval of contracts by the board and the parish governing authority."

On motion of Rep. Robideaux, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

**HOUSE BILL NO. 694—**

BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4351 through 4355, relative to ad valorem taxation; to establish a program for the granting of ad valorem tax exemption contracts for certain businesses; to provide for the administration of the program; to provide for optional participation by parishes; to provide for eligibility for participation in the program; to authorize contracts under certain circumstances; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

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## HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 694 by Representative Robideaux

### AMENDMENT NO. 1

On page 2, line 25, after "for" and before "which" delete "business projects" and insert "qualifying businesses with projects"

### AMENDMENT NO. 2

On page 3, delete lines 5 through 13 in their entirety, and insert the following:

"B.(1) The governing authority of any parish may elect to participate in the program by the adoption of a resolution or ordinance approving the granting of an ad valorem tax exemption for any of the following:

(a) All projects recommended by the secretary and approved by the board and the governor;

(b) All projects meeting specific criteria selected by the parish governing authority from a list of options proposed by the department; however, the authority may reserve the right to require its approval of any other specific project by subsequent resolution or ordinance;

(c) On an individual project basis by subsequent resolution or ordinance.

(2) An election to participate in the program shall not be deemed to end active negotiation for purposes of R.S. 44:22(C).

(3) Participation in the program shall be for an indefinite term, but may be rescinded at any time by the parish governing authority. However, such rescission shall not affect existing contracts or renewals thereof, and shall be without effect as to any project previously approved by the parish for the ad valorem tax exemption by the parish, by any of the methods provided in Paragraph (1) of this Subsection, and for which an offer including the exemption has been made to a business by the department.

C. The confidentiality granted under R.S. 44:22 shall extend to all documents and records in the possession of a parish governing authority for purposes of participation in the program."

### AMENDMENT NO. 3

On page 3, line 22, after "include" and before "corporate" insert "or will include"

### AMENDMENT NO. 4

On page 3, between lines 26 and 27, insert the following:

"(3) The business intends to either locate a project or undertake an expansion project in Louisiana, either of which shall entail a capital expenditure within Louisiana of at least twenty-five million dollars."

### AMENDMENT NO. 5

On page 4, line 3, after "services," and before "natural" delete "gaming or gambling."

### AMENDMENT NO. 6

On page 4, at the end of line 5, insert "No business engaged in gaming or gambling shall be eligible for the program."

### AMENDMENT NO. 7

On page 4, line 7, after "secretary" delete the comma "," and delete the remainder of the line, and from the beginning of line 8, delete "a new or expanded facility for the business by submitting" and insert the following:

"or parish governing authority, a qualified business may apply for a contract based on a project located in a parish participating in the program. Application shall consist of submission by the business"

### AMENDMENT NO. 8

On page 4, line 10, after "shall" delete the remainder of the line and from the beginning of line 11, delete "business project" and insert the following:

"only consider applications for projects which entail a capital investment in Louisiana of at least twenty-five million dollars. At his discretion, he may recommend the project of a qualified business"

### AMENDMENT NO. 9

On page 4, at the beginning of line 26, after "A." and before "governor" delete "Upon approval by the board and" and insert the following:

"(1) If the project is located in a parish which requires the approval of each proposed contract by the parish governing authority pursuant to R.S. 47:4352(B)(1)(c), the secretary shall submit the proposed contract to the authority. If approved, the proposed contract shall then be submitted by the secretary to the board and the governor for approval.

(2) If the project is located in a parish which does not require parish approval of each contract, the secretary shall submit the proposed contract to the board and the governor for approval.

(3) Upon approval by the"

On motion of Rep. Robideaux, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitment to the Committee on House and Governmental Affairs.

## HOUSE BILL NO. 857—

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 32:900.1, relative to for-hire motor vehicles used to transport railroad workers; to provide for minimum liability coverage for passengers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

## HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 857 by Representative Johnson

### AMENDMENT NO. 1

On page 1, line 2, after "relative to" insert "for-hire"

### AMENDMENT NO. 2

On page 1, line 9, after "the" and before "business" insert "for-hire"



AMENDMENT NO. 3

On page 1, line 11, after "any" insert "for-hire"

AMENDMENT NO. 4

On page 1, line 15 after "such" insert "for-hire"

AMENDMENT NO. 5

On page 1, line 20, before "person" insert "for-hire"

AMENDMENT NO. 6

On page 2, line 2, after "that" insert "for-hire"

AMENDMENT NO. 7

On page 2, line 6, before "carrier" insert "for-hire"

AMENDMENT NO. 8

On page 2, after line 18, insert the following:

"E. The provisions of this Section shall not apply to any railroad company using vehicles owned by the railroad company and operated by railroad employees to transport railroad employees in the course of their employment."

On motion of Rep. St. Germain, the amendments were adopted.

On motion of Rep. St. Germain, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1053—**

BY REPRESENTATIVE GAROFALO  
AN ACT

To repeal R.S. 32:392.1, relative to motor vehicles; to repeal the prohibition on the impoundment of motor vehicles in certain circumstances.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. St. Germain, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1054—**

BY REPRESENTATIVE HILL  
AN ACT

To enact R.S. 56:1948.5(57)(f) through (l), and (62)(b) through (l), and (64), relative to Louisiana Byways designation, to provide for route additions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1054 by Representative Hill

AMENDMENT NO. 1

On page 2, line 1, delete "LA 171" and insert "US 171"

AMENDMENT NO. 2

On page 2, line 2, delete "LA 171" and insert "US 171"

AMENDMENT NO. 3

On page 2, line 6, delete "LA 190" and insert "US 190"

On motion of Rep. St. Germain, the amendments were adopted.

On motion of Rep. St. Germain, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1063—**

BY REPRESENTATIVE SIMON  
AN ACT

To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices; to provide for licensure by the State Board of Architectural Examiners; to provide for promulgation of rules; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Ponti, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

**HOUSE BILL NO. 1072—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 51:2454(B), relative to tax rebates; to provide for contracts under the Quality Jobs Program; to authorize contract renewals for certain franchises of the National Basketball Association; to provide for conditions of contract renewals; to provide for limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Robideaux, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1096—**

BY REPRESENTATIVE BILLIOT  
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, and Section 1 of Act No. 232 of the 2008 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

Read by title.

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Reported favorably by the Committee on Ways and Means.

On motion of Rep. Robideaux, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 1102—

BY REPRESENTATIVE LIGI

### AN ACT

To enact R.S. 47:1508(B)(30), relative to the Department of Revenue; to authorize the disclosure of certain taxpayer information to the Louisiana Clerks' of Court Association; to restrict the use of such information; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1102 by Representative Ligi

#### AMENDMENT NO. 1

On page 1, delete lines 12 through 15 in their entirety and insert the following:

"(30)(a) The secretary from annually disclosing, beginning September 1, 2012, to the Louisiana Clerks' of Court Association, a listing of each taxpayer who filed a return for the previous calendar year, which shall include only the resident's name, address, and the last four digits of the taxpayer's social security number. The list shall be provided in an electronic format without cost to the Louisiana Clerks' of Court Association.

(b) Upon written request of any district clerk of court, the Louisiana Clerks' of Court Association shall provide to the clerk the electronic list for the respective parish. The list provided by the secretary pursuant to the provisions of this Paragraph shall not be considered a public record; however, the jury venire roll constructed by the district clerk of court shall be considered a public record."

On motion of Rep. Robideaux, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitment to the Committee on House and Governmental Affairs.

## HOUSE BILL NO. 1104—

BY REPRESENTATIVE KATRINA JACKSON

### AN ACT

To enact R.S. 47:1517.1, relative to tax incentives; to require state agencies which administer tax credits and tax rebates to make certain reports; to provide relative to the contents of such reports; to provide for certain requirements and limitations; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1104 by Representative Katrina Jackson

#### AMENDMENT NO. 1

On page 1, line 2, after "tax" and before the semi-colon ";" change "credits" to "incentives"

#### AMENDMENT NO. 2

On page 1, line 3, after "credits" and before "to" insert "and tax rebates"

#### AMENDMENT NO. 3

On page 1, line 4, after "limitations;" and before "and" insert "to provide for definitions;"

#### AMENDMENT NO. 4

On page 1, line 8, after "§1517.1. Tax" delete the remainder of the line and insert the following:

"incentives; state agencies and state offices which administer tax incentives;"

#### AMENDMENT NO. 5

On page 1, at the beginning of line 12, after "credit" delete the remainder of the line and insert the following:

"or tax rebate, hereinafter referred to collectively as "tax incentive", shall prepare and submit to the legislature a report regarding the tax incentive"

#### AMENDMENT NO. 6

On page 1, line 14, after "tax" and before "based" change "credit" to "incentive"

#### AMENDMENT NO. 7

On page 1, line 15, after "tax" and before "has" change "credit" to "incentive"

#### AMENDMENT NO. 8

On page 1, line 16, after "tax" and before "benefits" change "credit" to "incentive"

#### AMENDMENT NO. 9

On page 1, line 19, after "tax" and before "is" change "credit" to "incentive"

#### AMENDMENT NO. 10

On page 2, from the beginning of line 2, delete "credit, including whether each tax credit" and insert "incentive, including whether each tax incentive"

#### AMENDMENT NO. 11

On page 2, at the beginning of line 4, after "B." and before "Each" insert the following:

"(1) Nothing in this Section shall be construed to require the disclosure of proprietary or trade secret information which has been submitted to any state agency with respect to a tax credit.

(2) Nothing in this Section shall be construed to supercede any provision of R.S. 47:1508 with respect to the confidentiality of taxpayer records.

C."



AMENDMENT NO. 12

On page 2, between lines 7 and 8, insert the following:

"D. For purposes of this Section, the terms "state agency" and "state office" shall mean any office, department, board, commission, institution, or division within the executive branch of state government. An agency which is required to generate reports pursuant to this Section shall be an agency which is required by law to administer the tax credit. Administration of a tax credit shall be evidenced by a legal requirement or authorization to undertake any of the following actions for purposes of administration of the tax credit:

(1) Promulgate rules or regulations; in cases where more than one agency has rulemaking authority, the report shall be prepared collaboratively.

(2) Eligibility or qualifications.

(3) Agency contract with an entity for purposes of a tax credit.

(4) Oversight or substantial administrative functions for a tax credit when the public purpose associated with the tax credit is within the core mission of the agency."

AMENDMENT NO. 13

On page 2, at the beginning of line 8, change "C." to "E."

AMENDMENT NO. 14

On page 2, at the beginning of line 13, change "D." to "F."

AMENDMENT NO. 15

On page 2, line 17, after "tax" and before "which" change "credits" to "incentives"

On motion of Rep. Robideaux, the amendments were adopted.

On motion of Rep. Robideaux, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1108—**

BY REPRESENTATIVE BROWN

AN ACT

To enact R.S. 38:3111, relative to public works; to provide for plans, transfers, and relocations concerning buildings with historical or cultural significance; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Transportation, Highways and Public Works.

The substitute was read by title as follows:

**HOUSE BILL NO. 1200 (Substitute for House Bill No. 1108 by Representative Brown)—**

BY REPRESENTATIVE BROWN

AN ACT

To enact R.S. 48:283, relative to public works by the Department of Transportation and Development; to provide for plans, transfer, and relocations concerning buildings with historical or cultural significance acquired by the Department of Transportation and Development; and to provide for related matters.

Read by title.

On motion of Rep. St. Germain, the substitute was adopted and became House Bill No. 1200 by Rep. Brown, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Bill No. 1108 by Rep. Brown.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 1111—**

BY REPRESENTATIVE THIBAUT

AN ACT

To enact R.S. 4:183(C), relative to the Horsemen's Benevolent and Protective Association; to describe benefits for permittees and employees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Ponti, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

**HOUSE BILL NO. 1112—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:501(C)(1) and (2), relative to application for a motor vehicle registration; to require submission of a current and valid photo identification; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1112 by Representative St. Germain

AMENDMENT NO. 1

On page 1, delete lines 13 through 16 in their entirety and insert the following:

"a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military. An individual applying for initial registration through the mail shall include a copy of a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military with his application. The individual's full legal name and the number on the identification provided shall be placed on the application."

AMENDMENT NO. 2

On page 1, line 19, after "provide", delete the remainder of the line and line 20 in its entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 3 in their entirety and insert the following:

"a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States

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military. An individual applying for a first renewal through the mail shall include a copy of a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military with his application. The individual's full legal name and the number on the identification provided shall be placed on the application."

On motion of Rep. St. Germain, the amendments were adopted.

On motion of Rep. St. Germain, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1135—

BY REPRESENTATIVE BILLOT

AN ACT

To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. St. Germain, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

### HOUSE BILL NO. 1154—

BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. St. Germain, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

### HOUSE BILL NO. 1159—

BY REPRESENTATIVES ARNOLD AND LEGER AND SENATOR MORRELL

AN ACT

To amend and reenact Code of Civil Procedure Article 681, relative to real and actual interests; to provide for real and actual interests of certain legal entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Abramson, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1168—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact Code of Civil Procedure Article 1293(C), relative to service of process; to provide for the appointment of certain persons as

private process servers; to provide for qualifications; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Abramson, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1178—

BY REPRESENTATIVES LEGER AND ORTEGO

AN ACT

To enact Chapter 27 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1801 through 1832, relative to benefit corporations; to enact the "Benefit Corporations Law"; to provide for applicability; to provide for definitions; to provide for formation of benefit corporations; to provide for election and termination of benefit corporation status; to provide for corporate purposes; to provide for a standard of conduct for directors and officers; to provide for a benefit director; to provide for a benefit officer; to provide for a right of action; to require an annual benefits report; to provide for stock certificates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1178 by Representative Leger

#### AMENDMENT NO. 1

On page 1, delete lines 14 and 15 in their entirety and inset in lieu thereof the following:

#### "CHAPTER 27. BENEFIT CORPORATIONS PART I. PRELIMINARY PROVISIONS"

#### AMENDMENT NO. 2

On page 2, at the beginning of line 14, insert "A."

#### AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"(1) "Affiliate" means, in relation to a person, a subsidiary of the person or an entity which owns beneficially or of record majority of the outstanding equity interests of the person."

#### AMENDMENT NO. 4

On page 2, line 17, change "(1)" to "(2)"

#### AMENDMENT NO. 5

On page 2, line 20, change "(2)" to "(3)"

#### AMENDMENT NO. 6

On page 2, line 22, change "(3)" to "(4)"

#### AMENDMENT NO. 7

On page 2, line 28, change "(4)" to "(5)"

AMENDMENT NO. 8

On page 3, line 1, change "(5)" to "(6)"

AMENDMENT NO. 9

On page 3, line 4, change "(6)" to "(7)"

AMENDMENT NO. 10

On page 3, line 6, change "(7)" to "(8)"

AMENDMENT NO. 11

On page 3, at the end of line 8, after "employee" insert a comma ", " and delete "other"

AMENDMENT NO. 12

On page 3, delete line 9 in its entirety and insert in lieu thereof "officer, or director of the benefit corporation, or an affiliate of the benefit"

AMENDMENT NO. 13

On page 3, delete lines 12 and 13 in their entirety and insert in lieu thereof the following:

"three years, an employee, officer, or director of the benefit corporation, or an affiliate of the benefit corporation."

AMENDMENT NO. 14

On page 3, delete lines 15 and 16 in their entirety and insert in lieu thereof the following:

"outstanding shares of the benefit corporation by either the person"

AMENDMENT NO. 15

On page 3, line 17, change "association" to "entity"

AMENDMENT NO. 16

On page 3, delete lines 20 through 27 in their entirety and insert in lieu thereof the following:

"(9) 'Minimum vote' means the approval by holders of two-thirds of the shares present and voting of each class or series and any other approval or vote required under the Business Corporation Law or the articles."

AMENDMENT NO. 17

On page 4, delete lines 1 through 10 in their entirety

AMENDMENT NO. 18

On page 4, line 11, change "(9)" to "(10)"

AMENDMENT NO. 19

On page 4, delete lines 12 through 15 in their entirety and insert in lieu thereof the following:

"(a) Serving low-income or underserved individuals or communities."

"(b) Promoting economic opportunity for low-income or underserved individuals or communities."

AMENDMENT NO. 20

On page 4, line 16, between "environment" and the period "." insert "or other environmental impact"

AMENDMENT NO. 21

On page 4, delete lines 19 through 20 in their entirety and insert in lieu thereof the following:

"(f) Increasing the flow of capital to entities with a purpose listed in this Paragraph."

"(g) Historic preservation."

"(h) Urban beautification."

AMENDMENT NO. 22

On page 4, line 21, change "(10)" to "(11)"

AMENDMENT NO. 23

On page 4, delete lines 23 and 24 in their entirety and insert in lieu thereof "interests."

AMENDMENT NO. 24

On page 4, line 25, change "(11)" to "(12)"

AMENDMENT NO. 25

On page 4, line 26, delete "social and environmental" and insert in lieu thereof "public benefit"

AMENDMENT NO. 26

On page 4, line 28, change "business" to "corporation"

AMENDMENT NO. 27

On page 4, line 29, after "upon the" delete the remainder of the line and insert in lieu thereof "specific public benefit specified in the articles."

AMENDMENT NO. 28

On page 5, delete lines 1 through 17 in their entirety

AMENDMENT NO. 29

On page 5, delete line 18 in its entirety and insert in lieu thereof the following:

"(b) Transparent because the following information about the standard is publicly"

AMENDMENT NO. 30

On page 5, delete line 20 in its entirety

AMENDMENT NO. 31

On page 5, line 21, change "(aa)" to "(i)"

AMENDMENT NO. 32

On page 5, line 23, change "(bb)" to "(ii)"

AMENDMENT NO. 33

On page 5, delete line 24 in its entirety

AMENDMENT NO. 34

On page 5, line 25, change "(aa)" to "(iii)"

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### AMENDMENT NO. 35

On page 5, line 28, change "(bb)" to "(iv)"

### AMENDMENT NO. 36

On page 6, line 1, change "(cc)" to "(v)"

### AMENDMENT NO. 37

On page 6, delete lines 4 through 15, and insert in lieu thereof the following:

"B. Terms not otherwise defined in Subsection A of this Section shall have the meanings given to them in the Business Corporation Law.

C. For purposes of the definitions in this Section, a percentage of ownership in an entity shall be calculated as if all outstanding rights to acquire equity interests in the association have been exercised.

### §1804. Election of status; corporate name

A. A business corporation incorporated in accordance with R.S. 12:21 et seq. may elect to be a benefit corporation under this Chapter by stating in its articles that it is a benefit corporation subject to this Chapter.

B. Any amendment to the articles of an existing business corporation to add a statement that it is a benefit corporation subject to this Chapter shall be adopted by at least the minimum vote. The notice of the meeting of shareholders to approve the amendment shall specifically state the public benefits to be included in the purposes of the benefit corporation and shall explain the anticipated impact on shareholders of becoming a benefit corporation."

### AMENDMENT NO. 38

On page 6, line 16, change "B." to "C."

### AMENDMENT NO. 39

On page 6, line 20, delete "status"

### AMENDMENT NO. 40

On page 6, between lines 20 and 21, insert the following:

"D. The corporate name of a benefit corporation shall end with the following phrase, which may be in parentheses, "A Benefit Corporation". "

### AMENDMENT NO. 41

On page 6, line 21, change "§1806." to "§1805."

### AMENDMENT NO. 42

On page 6, line 25, delete "status"

### AMENDMENT NO. 43

On page 6, delete line 26 in its entirety and insert in lieu thereof the following:

"B. If a merger, consolidation, or share exchange of a benefit corporation would have the"

### AMENDMENT NO. 44

On page 6, line 28, after "plan" delete the remainder of the line and insert the following:

"of merger, consolidation, division, or share exchange shall be adopted by at least the minimum vote of the benefit corporation."

### AMENDMENT NO. 45

On page 7, line 3, delete "status"

### AMENDMENT NO. 46

On page 7, line 4, change "§1807." to "§1806."

### AMENDMENT NO. 47

On page 7, delete line 5 and insert "PART II. CORPORATE PURPOSES"

### AMENDMENT NO. 48

On page 7, line 15, change "shall be" to "is"

### AMENDMENT NO. 49

On page 7, line 20, delete "status"

### AMENDMENT NO. 50

On page 8, delete line 2 and insert "PART III. ACCOUNTABILITY"

### AMENDMENT NO. 51

On page 8, at the end of line 3, insert "and officers"

### AMENDMENT NO. 52

On page 8, line 6, after "directors" and before "of" insert "and officers"

### AMENDMENT NO. 53

On page 9, line 22, after "qualifications" and before "of" insert "or duties"

### AMENDMENT NO. 54

On page 9, delete lines 24 through 26 in their entirety and insert in lieu thereof the following:

"C. The benefit director shall be responsible for the preparation of an annual benefit report submitted to shareholders as required by R.S. 12:1831. The benefit director may retain an independent third party to audit the annual benefit report or conduct any other assessment of the corporation's conduct of its special public benefit purposes. The annual benefit report shall include a statement of the benefit director, in the opinion of the benefit director, on all of the following:"

### AMENDMENT NO. 55

On page 11, delete lines 18 through 26 in their entirety and insert in lieu thereof the following:

"A. The duties of directors and officers under this Chapter and the specific public benefit purposes of a benefit corporation may be enforced only under this Chapter, except in accordance with this Section, in a benefit enforcement proceeding, and no person shall bring an action or assert a claim against a benefit corporation."

### AMENDMENT NO. 56

On page 11, at the beginning of line 27, change "C." to "B."

AMENDMENT NO. 57

On page 12, delete lines 2 through 5 in their entirety and insert in lieu thereof the following:

"(2) A benefit director."

AMENDMENT NO. 58

On page 12, line 6, change "(4)" to "(3)"

AMENDMENT NO. 59

On page 12, delete line 9 and insert "PART IV. TRANSPARENCY"

AMENDMENT NO. 60

On page 12, line 11, delete "prepare" and insert in lieu thereof "deliver to each shareholder"

AMENDMENT NO. 61

On page 12, line 24, delete "social and environmental" and insert in lieu thereof "public benefit purpose"

AMENDMENT NO. 62

On page 13, delete lines 6 and 7 in their entirety and insert in lieu thereof "outstanding shares of the benefit corporation."

On motion of Rep. Ponti, the amendments were adopted.

On motion of Rep. Ponti, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1198 (Substitute for House Bill No. 60 by Representative Pearson)—**  
BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:22(B)(13), 42(B)(11), 62(11), 102(B)(1) and (3)(d)(vi) and (vii), 141, 142(F)(3), 151(B), 162(A), 182(A)(1), 204, 251, 701(introductory paragraph), (6), (7), (9), (15), (17), (18), (19), (23), (27), (29), (31), (33)(a)(v)(bb) and (cc) and (viii)(bb) and (cc) and (b)(iii), 702(A), 710(A), (B)(1)(a) and (2), (C)(1), and (D), 721.1(A) and (B), 723(A), 728(A)(introductory paragraph), (B)(1)(a)(introductory paragraph), (C)(1)(a), (E), and (F)(1) and (3), 733, 734, 738(A) and (B), 752(A), (B), and (E), 753, 755, 761(B), 762(A), (C), and (G), 765(A) and (B)(1), 768(D)(2) and (3), 780(C)(3)(a)(introductory paragraph) and (E), 780.1, 781(A)(1) and (3)(b) and (B), 783(A)(3)(a), (D)(1)(b)(iii) and (2), (E), (F), (G)(1)(b)(iii), (I)(1)(b)(iii), and (K)(2), 784(F) and (G), 784.1(A)(1)(introductory paragraph), (B)(2)(b), (C), (D), and (E), 786(A) and (D), 788(A) and (C)(introductory paragraph) and (3), 811(A), (B), and (C), 813, 822(A)(2), 826, 829, 832, 833, 834, 836, 851, 871, 872, 875(introductory paragraph), (1), (4)(b) and (c), and (5), 881(introductory paragraph), (4), and (8), 883.1(A), (B), (C)(1)(introductory paragraph) and (4)(c)(i), and (G), 885(2) and (4), 888, 896, 1001(A) and (B), 1002(introductory paragraph), (6)(a), (b), and (c), (7), (8), (9), (12), (13), (15) through (19), (22), (24), (26), and (27), 1004(A) and (C), 1006(A)(1), (B), (C), and (D), 1007(A), (B), (C)(1), and (F), 1111, 1112, 1114, 1118, 1119, 1120, 1133, 1137, 1138, 1139, 1141(B) and (C)(1)(b) and (2), 1144(B)(3) and (C), 1145.1(A)(1), (B)(1), (C)(1)(introductory paragraph) and (4)(c), and (D), 1147(B)(3) and (C)(2)(a)(i) and (ii), 1149, 1151.1(A), (C)(1), (E), and (J), 1152(E), (F), (J)(3) and (4), and (L), 1172, 1181, 1193(A)(1)(b), (2)(a), and (4) and (B)(3), 1195.1(A) and (B), 1195.2(A) and (B), 1202(A)(2) and (4) and (C), to enact Subpart P of Part II of Chapter 4 of Subtitle

I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:331, R.S. 11:701(22.1), 883.1(F), 1002(21.1), and to repeal R.S. 11:4(A)(1)(c), 22(B)(5), 42(B)(4), 62(4), 154(A)(3), 158(B)(6), 173(A)(3), 174(B)(3), 181(A)(3), 185(A)(3), 234(A)(5), 262(5), 272(A)(3), 281(A)(2), 312(A)(5), 323(A)(1), 730, 831, 1001(C), 1162 through 1165, 1166 through 1171, and 1173, relative to the merger of the Teachers' Retirement System of Louisiana and the Louisiana School Employees' Retirement System; to provide relative to consolidation of the administration of the two systems; to provide relative to the maintenance of separate plans, including asset pools, actuarial valuations, contribution rates, and benefit entitlements; to provide for development of a study to consolidate the plans; to provide for the redesignation of certain provisions of Title 11 of the Louisiana Revised Statutes of 1950 and to direct the Louisiana State Law Institute with respect to such redesignations; and to provide for related matters.

Read by title.

On motion of Rep. Pearson, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1199 (Substitute for House Bill No. 817 by Representative Katrina Jackson)—**  
BY REPRESENTATIVE KATRINA JACKSON  
AN ACT

To repeal R.S. 40:608.3, relative to organic food; to repeal the provisions regulating the labeling of organic food.

Read by title.

On motion of Rep. Anders, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

**SENATE BILL NO. 48—**  
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:511, 822(A) and (B), 1162(A), and 1164, relative to state retirement systems; to provide relative to the membership of the boards of trustees of the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, and the Louisiana School Employees' Retirement System; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pearson, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 140—**  
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 47:1908(A)(26) and (C), relative to expenses of assessors; to increase the amount the assessor of

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Jefferson Parish is allowed for clerical and other expenses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

### SENATE BILL NO. 252—

BY SENATOR CROWE

#### AN ACT

To amend and reenact R.S. 23:1538(A), relative to the unemployment compensation fund; to provide for penalties against employers who fail to file complete and accurate quarterly payroll reports in a timely manner; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Dixon, the bill was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

### SENATE BILL NO. 556—

BY SENATOR ERDEY

#### AN ACT

To enact Subpart DD of Part I of Chapter I of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Alliance for the Advancement of End of Life Care; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Robideaux, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### Suspension of the Rules

On motion of Rep. Wesley Bishop, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

### House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### Regular Calendar

### HOUSE BILL NO. 295—

BY REPRESENTATIVES WESLEY BISHOP AND SMITH

#### AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Wesley Bishop moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Franklin	Lorusso
Abramson	Gaines	Mack
Adams	Garofalo	Miller
Anders	Gisclair	Montoucet
Armes	Greene	Moreno
Arnold	Guillory	Morris, Jay
Badon	Guinn	Morris, Jim
Barras	Harris	Norton
Barrow	Harrison	Ortego
Berthelot	Havard	Pierre
Billiot	Hazel	Ponti
Bishop, S.	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Seabaugh
Carter	James	Shadoin
Champagne	Jefferson	Simon
Chaney	Johnson	Smith
Connick	Jones	St. Germain
Cromer	Lambert	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Dove	Leger	Whitney
Edwards	Leopold	Williams, A.
Fannin	Ligi	Williams, P.
Foil	Lopinto	Willmott

Total - 96

#### NAYS

Henry	Landry, N.
-------	------------

Total - 2

#### ABSENT

Cox	Pearson	Talbot
Geymann	Robideaux	
Hodges	Schroder	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wesley Bishop moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.



**HOUSE BILL NO. 361—**

BY REPRESENTATIVE PONTI

## AN ACT

To amend and reenact R.S. 35:191(A)(2), relative to notaries; to provide for parish commissioned notary jurisdiction; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Ligi
Abramson	Gaines	Lopinto
Adams	Garofalo	Lorusso
Anders	Gisclair	Mack
Armes	Greene	Miller
Arnold	Guillory	Montoucet
Badon	Guinn	Moreno
Barras	Harris	Morris, Jay
Barrow	Harrison	Morris, Jim
Berthelot	Havard	Norton
Billiot	Hazel	Ortego
Bishop, S.	Henry	Pierre
Bishop, W.	Hensgens	Ponti
Broadwater	Hill	Pope
Brossett	Hodges	Price
Brown	Hoffmann	Pylant
Burford	Hollis	Reynolds
Burns, H.	Honore	Richard
Burns, T.	Howard	Richardson
Burrell	Hunter	Ritchie
Carmody	Huval	Schexnayder
Carter	Jackson, G.	Seabaugh
Champagne	Jackson, K.	Shadoin
Chaney	James	Simon
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Thibaut
Danahay	Lambert	Thierry
Dixon	Landry, N.	Thompson
Dove	Landry, T.	Whitney
Edwards	LeBas	Williams, A.
Fannin	Leger	Williams, P.
Foil	Leopold	Willmott
Total - 99		

**NAYS**

Total - 0

**ABSENT**

Geymann	Pugh	Schroder
Pearson	Robideaux	Talbot
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 422—**

BY REPRESENTATIVE ST. GERMAIN

## AN ACT

To amend and reenact R.S. 48:252(C)(1), relative to the advertisement of public bids; to reduce the time period within

which the Department of Transportation and Development can issue any addenda; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Greene	Montoucet
Adams	Guillory	Moreno
Anders	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Broadwater	Hodges	Price
Brossett	Hoffmann	Pugh
Brown	Hollis	Pylant
Burford	Honore	Reynolds
Burns, H.	Howard	Richard
Burns, T.	Hunter	Richardson
Burrell	Huval	Ritchie
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Schroder
Champagne	James	Seabaugh
Chaney	Jefferson	Shadoin
Connick	Johnson	Simon
Cox	Jones	Smith
Cromer	Landry, N.	St. Germain
Danahay	Landry, T.	Talbot
Dixon	LeBas	Thibaut
Dove	Leger	Thierry
Edwards	Leopold	Thompson
Fannin	Ligi	Whitney
Foil	Lopinto	Williams, A.
Franklin	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Gisclair	Miller	
Total - 98		

**NAYS**

Total - 0

**ABSENT**

Abramson	Gaines	Robideaux
Armes	Geymann	
Bishop, W.	Lambert	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. St. Germain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 462—**

BY REPRESENTATIVE ABRAMSON

## AN ACT

To amend and reenact Code of Civil Procedure Article 42(4), relative to venue of foreign corporations and limited liability companies; to provide for venue in certain parishes; and to provide for related matters.

Read by title.

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Rep. Abramson moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Garofalo	Mack
Abramson	Gisclair	Miller
Adams	Greene	Montoucet
Anders	Guillory	Moreno
Arnes	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Bishop, W.	Hodges	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Schroder
Carter	James	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Johnson	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Ligi	Willmott
Franklin	Lopinto	
Gaines	Lorusso	

Total - 100

#### NAYS

Total - 0

#### ABSENT

Danahay	Robideaux	Williams, P.
Geymann	Thompson	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Abramson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 464—

BY REPRESENTATIVE ABRAMSON

#### AN ACT

To amend and reenact Code of Civil Procedure Article 123 and Civil Code Article 38 and to enact Code of Civil Procedure Articles 593.1 and 593.2, relative to civil procedure; to provide relative to venue; to provide relative to domicile; to provide for the domicile of juridical persons; to provide for certain procedures for class actions; and to provide for related matters.

Read by title.

Rep. Barrow, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 464 by Representative Abramson

#### AMENDMENT NO. 1

On page 1, line 2, following "123" and before "and" insert "(A)"

#### AMENDMENT NO. 2

On page 1, line 8, following "123" and before "is" insert "(A)"

#### AMENDMENT NO. 3

On page 1, line 18, following "this" and before "1" change "Paragraph" to "Article"

On motion of Rep. Barrow, the amendments were adopted.

Rep. Abramson sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 464 by Representative Abramson

#### AMENDMENT NO. 1

On page 2, line 2, after "more" and before "in" change "class actions are pending" to "actions are filed pursuant to Article 591"

#### AMENDMENT NO. 2

On page 2, line 3, after "between" and before "the" insert "any of"

#### AMENDMENT NO. 3

On page 2, line 5, after the period and before "When" insert the following:"

"When the defendant does so except, the plaintiff may elect, in lieu of dismissal, to have the case transferred to the district court where the first suit was brought."

On motion of Rep. Abramson, the amendments were adopted.

Rep. Abramson moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gaines	Mack
Abramson	Garofalo	Miller
Adams	Gisclair	Montoucet
Anders	Greene	Moreno
Arnes	Guillory	Morris, Jay
Arnold	Guinn	Norton
Badon	Harris	Ortego
Barras	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Henry	Pope
Bishop, S.	Hensgens	Price

Bishop, W.	Hill	Pugh
Broadwater	Hodges	Pylant
Brossett	Hoffmann	Reynolds
Brown	Hollis	Richard
Burford	Honore	Richardson
Burns, H.	Howard	Ritchie
Burns, T.	Hunter	Schexnayder
Burrell	Huval	Schroder
Carmody	Jackson, G.	Seabaugh
Carter	Jackson, K.	Shadoin
Champagne	James	Simon
Chaney	Jefferson	Smith
Connick	Johnson	St. Germain
Cox	Jones	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Dove	Leger	Whitney
Edwards	Leopold	Williams, A.
Fannin	Ligi	Williams, P.
Foil	Lopinto	Willmott
Franklin	Lorusso	

Total - 101

NAYS

Total - 0

ABSENT

Geymann	Morris, Jim
Lambert	Robideaux

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Abramson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 782—**  
BY REPRESENTATIVE CONNICK  
AN ACT

To amend and reenact R.S. 37:212(A)(introductory paragraph), (1), and (2)(a) and (b) and to enact R.S. 37:212(A)(2)(e), (f), and (g), (3), and (E) and R.S. 37:213(A)(8), relative to contracts for collecting or settling certain debts; to provide relative to definitions; to provide that certain activities related to debt settlement or collection shall be considered the practice of law; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Stuart Bishop sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stuart Bishop to Engrossed House Bill No. 782 by Representative Connick

**AMENDMENT NO. 1**

On page 3, at the end of line 12, add the following:

"Nor shall this Section prohibit the operation of any debt relief service, as defined by 16 C.F.R. §310.1 et. seq. as authorized by the Telemarketing and Consumer Fraud and Abuse Prevention Act, 15 U.S.C. 6101 et. seq., who has registered as a local or foreign corporation to do business with the Louisiana secretary of state, whose activities are governed and regulated by 16 C.F.R. §310.1 et. seq. and whose business is operated in conformance with the specific

requirements of the rule, including but not limited to the prohibition on collecting fees in advance of settling debt."

Rep. Stuart Bishop moved the adoption of the amendments.

Rep. Connick objected.

By a vote of 32 yeas and 57 nays, the amendments were rejected.

Rep. Arnold sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Engrossed House Bill No. 782 by Representative Connick

**AMENDMENT NO. 1**

On page 1, line 3, after "(E)" and before "and" insert "and (F)"

**AMENDMENT NO. 2**

On page 1, line 10, after "(E)" and before "and" insert "and (F)"

**AMENDMENT NO. 3**

On page 3, line 6, after "prohibit" and before "an attorney" insert "a person directly employed by"

**AMENDMENT NO. 4**

On page 3, page 7, after "Louisiana" and before "or" insert a comma ", " and "a professional legal association, legal corporation, or legal limited liability company."

**AMENDMENT NO. 5**

On page 3, between lines 12 and 13, insert the following:

"F. Nothing in this Section shall prohibit an FDIC insured institution and its affiliates and subsidiaries from lawfully collecting debts owed pursuant to state and federal law, and from advising its customers on debt settlement, consolidation, or restructuring options for debts owed to such institutions."

On motion of Rep. Arnold, the amendments were adopted.

Rep. Connick moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Garofalo	Miller
Abramson	Gisclair	Montoucet
Adams	Greene	Moreno
Anders	Guillory	Morris, Jay
Armes	Gunn	Morris, Jim
Arnold	Harris	Norton
Badon	Harrison	Ortego
Barras	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Henry	Ponti
Billiot	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds

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Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Schroder
Carter	James	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Johnson	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, N.	Talbot
Danahay	Landry, T.	Thibaut
Dixon	LeBas	Thierry
Dove	Leger	Thompson
Edwards	Leopold	Whitney
Fannin	Ligi	Williams, A.
Foil	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	

Total - 101

NAYS

Total - 0

ABSENT

Bishop, S.	Hodges
Geymann	Robideaux

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Connick moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 850— BY REPRESENTATIVE HENRY BURNS AN ACT

To amend and reenact R.S. 39:1800.3(9) and 1800.4(A), (C)(2), (F), and (G) and to enact R.S. 39:1800.4(H), relative to the Louisiana Corrections Private Management Act; to provide for the definition of applicable facilities; to provide for the duration of private contracts; to authorize entering into contracts for the selling of facilities; to provide for the sale of certain state facilities; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Henry Burns sent up floor amendments which were read as follows:

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Henry Burns and Fannin to Engrossed House Bill No. 850 by Representative Henry Burns

##### AMENDMENT NO. 1

On page 1, line 2, delete "and 1800.4(A), (C)(2), (F), and (G)" and insert a comma ",", and "1800.4(F) and (G), and 1800.6"

##### AMENDMENT NO. 2

On page 1, delete lines 5 and 6 and insert the following:

"private contracts; to provide for contracts for correctional services of Avoyelles Correctional Center; to prohibit the sale of Avoyelles Correctional Center; to provide for hiring preferences; to provide for an effective date; and to"

##### AMENDMENT NO. 3

On page 1, line 9, delete "and 1800.4(A), (C)(2), (F), and (G)" and insert a comma ",", and "1800.4(F) and (G), and 1800.6"

##### AMENDMENT NO. 4

On page 2, delete lines 6 through 26 in their entirety and insert the following:

"\* \* \*

F.(1) The department is hereby authorized to enter into a contract for a term of ten years with a prison contractor to acquire correctional services for the operation of Avoyelles Correctional Center. The procurement of such correctional services shall be in accordance with the following procedures:"

##### AMENDMENT NO. 5

On page 2, delete line 28 and insert "terms of the contract, including any"

##### AMENDMENT NO. 6

On page 3, delete line 1 through 3 and insert the following:

"indicate the evaluation factors and shall state the criteria to be used in evaluating the proposals."

##### AMENDMENT NO. 7

On page 3, at the end of line 12, add the following:

"The department may then negotiate the contract to acquire correctional services for operating Avoyelles Correctional Center with the prison contractor that submitted the proposal that was most advantageous to the state."

##### AMENDMENT NO. 8

On page 3, delete lines 13 through 15

##### AMENDMENT NO. 9

On page 3, line 16, change "(c)" to "(d)"

##### AMENDMENT NO. 10

On page 3, delete lines 20 through 21 and insert

"(2) Notwithstanding any provision of this Chapter or any other law to the contrary, Avoyelles Correctional Center shall not be sold."

##### AMENDMENT NO. 11

On page 3, after line 28, add the following:

"\* \* \*

§1800.6. Hiring preference

A. State and local governmental subdivisions employees whose employment becomes subject to a contract with a private prison contractor shall be given a hiring preference by the contractor for available positions for which they qualify. Louisiana residents shall be given a hiring preference in the staffing of new facilities constructed under the provisions of this Chapter. The provisions of R.S. 42:1121 shall not be applicable to this Section and Chapter.

B. State employees whose employment becomes subject to a contract with a private prison contractor shall be given a hiring

preference by the department for available positions at any state facility for which they qualify."

Rep. Henry Burns moved the adoption of the amendments.

Rep. Johnson objected.

A record vote was asked for and ordered by the House.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Foil	Morris, Jay
Abramson	Garofalo	Morris, Jim
Adams	Geymann	Pearson
Anders	Greene	Pierre
Arnold	Guinn	Ponti
Barras	Henry	Pope
Berthelot	Hensgens	Pugh
Billiot	Hill	Richardson
Bishop, S.	Hodges	Robideaux
Broadwater	Hoffmann	Schexnayder
Burford	Hollis	Schroder
Burns, H.	Howard	Seabaugh
Burns, T.	Huval	Shadoin
Carter	Landry, N.	Simon
Champagne	Leopold	Talbot
Chaney	Ligi	Thompson
Connick	Lopinto	Whitney
Cromer	Lorusso	Williams, P.
Danahay	Mack	Willmott
Dove	Miller	
Fannin	Moreno	
Total - 61		

#### NAYS

Armes	Harris	Leger
Badon	Harrison	Montoucet
Barrow	Havard	Norton
Bishop, W.	Hazel	Ortego
Brossett	Honore	Price
Brown	Hunter	Pylant
Burrell	Jackson, G.	Reynolds
Carmody	Jackson, K.	Richard
Cox	James	Ritchie
Dixon	Jefferson	Smith
Edwards	Johnson	St. Germain
Franklin	Jones	Thibaut
Gaines	Lambert	Thierry
Gisclair	Landry, T.	Williams, A.
Guillory	LeBas	
Total - 44		

#### ABSENT

Total - 0

The amendments were adopted.

### Motion

On motion of Rep. Henry Burns, the bill, as amended, was returned to the calendar.

### Consent to Correct a Vote Record

Rep. Harris requested the House consent to correct his vote on amendments proposed by Rep. Henry Burns to House Bill No. 850 from yea to nay, which consent was unanimously granted.

### HOUSE BILL NO. 874—

BY REPRESENTATIVES HAZEL, HARRIS, AND JOHNSON

#### AN ACT

To enact R.S. 48:381(C)(2)(c), relative to state highway rights-of-way; to provide that certain municipalities and parishes are not required to pay the cost of utility relocation associated with a state highway construction project; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Hazel, the bill was returned to the calendar.

### HOUSE BILL NO. 1128—

BY REPRESENTATIVE PONTI

#### AN ACT

To amend and reenact R.S. 6:1033(B) and 1040(A), (B), and (C), R.S. 9:3561.1(B) and (F), and R.S. 37:1785(A) and 1786(C) and (D) and to enact R.S. 6:1033(D), R.S. 9:3561.1(I), and R.S. 37:1786(F), relative to licensure renewal dates within the regulation of the Office of Financial Institutions; to provide for annual renewal of licenses under the Sales of Checks and Money Transmission Act, the Louisiana Consumer Credit Law, and the Louisiana Pawnshop Act; to provide relative to the electronic database licensing system; to provide for failure to pay renewal fee; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gaines	Lorusso
Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Moreno
Armes	Guinn	Morris, Jay
Arnold	Harris	Norton
Badon	Harrison	Ortego
Barrow	Havard	Pearson
Berthelot	Hazel	Pierre
Billiot	Henry	Ponti
Bishop, S.	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hodges	Pugh
Brossett	Hoffmann	Pylant
Burford	Hollis	Reynolds
Burns, T.	Howard	Richard
Burrell	Hunter	Ritchie
Carmody	Huval	Robideaux
Carter	Jackson, G.	Schexnayder
Champagne	James	Schroder
Chaney	Jefferson	Simon
Connick	Johnson	St. Germain
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Edwards	LeBas	Thompson
Fannin	Leger	Williams, A.
Foil	Ligi	Williams, P.
Franklin	Lopinto	Willmott
Total - 87		

#### NAYS

Total - 0

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### ABSENT

Barras	Geymann	Morris, Jim
Brown	Honore	Richardson
Burns, H.	Jackson, K.	Seabaugh
Danahay	Jones	Shadoin
Dove	Leopold	Smith
Garofalo	Montoucet	Whitney
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Consent to Correct a Vote Record

Rep. Chaney requested the House consent to record his vote on final passage of House Bill No. 1128 as yea, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 1128 as yea, which consent was unanimously granted.

### HOUSE BILL NO. 1148—

BY REPRESENTATIVE ARMES

#### AN ACT

To amend and reenact R.S. 37:3272(A)(18)(introductory paragraph) and 3298(B) and to repeal R.S. 37:3298(D), relative to the Private Security Regulatory and Licensing Law; to provide for definitions; to provide for exceptions; to repeal certain exception; and to provide for related matters.

Read by title.

Rep. Armes moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gisclair	Lorusso
Abramson	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Morris, Jay
Armes	Harris	Norton
Arnold	Harrison	Ortego
Badon	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Henry	Ponti
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pugh
Broadwater	Hoffmann	Pylant
Brossett	Hollis	Reynolds
Burford	Honore	Richard
Burns, T.	Howard	Richardson
Burrell	Hunter	Ritchie
Carmody	Huval	Robideaux
Carter	Jackson, G.	Schexnayder
Champagne	Jackson, K.	Schroder
Chaney	James	Seabaugh
Connick	Jefferson	Shadoin
Cox	Johnson	Simon

Cromer	Jones	Smith
Dixon	Lambert	St. Germain
Dove	Landry, N.	Thibaut
Edwards	Landry, T.	Thierry
Fannin	LeBas	Thompson
Foil	Leger	Whitney
Franklin	Leopold	Williams, A.
Gaines	Ligi	Williams, P.
Garofalo	Lopinto	Willmott
Total - 96		

#### NAYS

Total - 0

### ABSENT

Barras	Danahay	Moreno
Brown	Geymann	Morris, Jim
Burns, H.	Montoucet	Talbot
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Armes moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### Consent to Correct a Vote Record

Rep. Chaney requested the House consent to record his vote on final passage of House Bill No. 1148 as yea, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 1148 as yea, which consent was unanimously granted.

### HOUSE BILL NO. 47—

BY REPRESENTATIVE MACK

#### AN ACT

To amend and reenact R.S. 14:98(C)(1)(introductory paragraph) and to enact R.S. 14:98(C)(4), relative to operating a vehicle while intoxicated; to provide for a minimum mandatory prison sentence and treatment for certain offenses of operating a vehicle while intoxicated; and to provide for related matters.

Read by title.

Rep. Mack sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mack to Engrossed House Bill No. 47 by Representative Mack

#### AMENDMENT NO. 1

On page 2, line 6, after "year of the" and before "of the first" change "conviction" to "commission"

On motion of Rep. Mack, the amendments were adopted.

Rep. Mack moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:



## YEAS

Mr. Speaker	Garofalo	Mack
Abramson	Geymann	Miller
Adams	Gisclair	Moreno
Anders	Greene	Morris, Jay
Armes	Guillory	Morris, Jim
Arnold	Guinn	Norton
Badon	Harris	Ortego
Barras	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Henry	Ponti
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Broadwater	Hodges	Pugh
Brown	Hoffmann	Pylant
Burford	Hollis	Reynolds
Burns, H.	Honore	Richard
Burns, T.	Howard	Richardson
Burrell	Hunter	Ritchie
Carmody	Huval	Robideaux
Carter	Jackson, G.	Schexnayder
Champagne	Jackson, K.	Schroder
Chaney	James	Seabaugh
Connick	Jefferson	Simon
Cox	Jones	Smith
Cromer	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Thompson
Fannin	Leopold	Whitney
Foil	Ligi	Williams, A.
Franklin	Lopinto	Williams, P.
Gaines	Lorusso	Willmott
Total - 99		

## NAYS

Total - 0

## ABSENT

Bishop, W.	Harrison	Montoucet
Brossett	Johnson	Shadoin
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Mack moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 74—**

BY REPRESENTATIVE SEABAUGH  
AN ACT

To enact Code of Criminal Procedure Articles 163(D) and 163.1(D), relative to search warrants; to provide relative to the examination and testing of property and bodily samples seized pursuant to a search warrant; to provide relative to the timing of the examination or testing; and to provide for related matters.

Read by title.

Rep. Seabaugh moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Garofalo	Moreno
Abramson	Geymann	Morris, Jay
Adams	Gisclair	Morris, Jim
Anders	Greene	Ortego
Armes	Guinn	Pearson
Arnold	Harris	Pierre
Badon	Hazel	Ponti
Barras	Henry	Pope
Berthelot	Hensgens	Price
Billiot	Hill	Pugh
Bishop, S.	Hodges	Pylant
Broadwater	Hoffmann	Richard
Brown	Hollis	Richardson
Burford	Howard	Ritchie
Burns, H.	Hunter	Robideaux
Burns, T.	Huval	Schexnayder
Burrell	Jackson, G.	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Champagne	Jones	Simon
Chaney	Lambert	Smith
Connick	Landry, N.	St. Germain
Cox	Landry, T.	Talbot
Cromer	LeBas	Thibaut
Danahay	Leger	Thierry
Dixon	Leopold	Thompson
Dove	Ligi	Whitney
Edwards	Lopinto	Williams, A.
Fannin	Lorusso	Williams, P.
Foil	Mack	Willmott
Franklin	Miller	
Gaines	Montoucet	
Total - 94		

## NAYS

Total - 0

## ABSENT

Barrow	Harrison	Johnson
Bishop, W.	Havard	Norton
Brossett	Honore	Reynolds
Guillory	Jackson, K.	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Seabaugh moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 80—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 40:2115(C), relative to smoking in hospitals; to eliminate the requirement for accommodation of smoking by inpatients in psychiatric facilities of the Department of Health and Hospitals; to establish procedures for treatment of smokers with mental illness in such facilities; and to provide for related matters.

Read by title.

Rep. Tim Burns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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## YEAS

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Greene	Morris, Jim
Anders	Guillory	Norton
Arnold	Guinn	Ortego
Badon	Harris	Pearson
Barras	Hazel	Pierre
Barrow	Henry	Ponti
Berthelot	Hensgens	Pope
Billiot	Hill	Price
Bishop, S.	Hodges	Pugh
Bishop, W.	Hoffmann	Pylant
Broadwater	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Richardson
Burns, T.	Hunter	Ritchie
Burrell	Huval	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Schroder
Champagne	James	Seabaugh
Chaney	Jefferson	Shadoin
Connick	Jones	Simon
Cox	Lambert	St. Germain
Cromer	Landry, N.	Talbot
Danahay	LeBas	Thibaut
Dixon	Leger	Thierry
Dove	Leopold	Thompson
Edwards	Ligi	Whitney
Fannin	Lopinto	Williams, A.
Foil	Lorusso	Williams, P.
Franklin	Mack	Willmott
Gaines	Miller	
Garofalo	Montoucet	
Total - 97		

## NAYS

Total - 0

## ABSENT

Armes	Harrison	Landry, T.
Brossett	Havard	Smith
Burns, H.	Johnson	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tim Burns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 191—

BY REPRESENTATIVE GREENE

### AN ACT

To amend and reenact Code of Criminal Procedure Article 415.1, relative to additional grand juries; to authorize the impaneling of one or more additional grand juries; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Geymann	Morris, Jay
Abramson	Gisclair	Morris, Jim
Adams	Greene	Norton
Anders	Guillory	Ortego
Arnold	Guinn	Pearson
Badon	Harris	Pierre
Barras	Henry	Ponti
Barrow	Hensgens	Pope
Berthelot	Hill	Price
Billiot	Hodges	Pugh
Bishop, S.	Hoffmann	Pylant
Bishop, W.	Hollis	Reynolds
Broadwater	Honore	Richard
Brown	Howard	Richardson
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Schroder
Carter	James	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Jones	Simon
Connick	Lambert	Smith
Cox	Landry, N.	St. Germain
Cromer	Landry, T.	Talbot
Danahay	Leger	Thibaut
Dixon	Leopold	Thierry
Dove	Ligi	Thompson
Edwards	Lopinto	Whitney
Fannin	Lorusso	Williams, A.
Foil	Mack	Williams, P.
Franklin	Miller	Willmott
Gaines	Montoucet	
Garofalo	Moreno	
Total - 97		

## NAYS

Total - 0

## ABSENT

Armes	Harrison	Johnson
Brossett	Havard	LeBas
Burrell	Hazel	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 202—

BY REPRESENTATIVE RICHARDSON

### AN ACT

To amend and reenact Children's Code Article 305(B)(4) and (E) and Code of Criminal Procedure Article 644.1, relative to juvenile proceedings; to amend provisions relative to divestiture of juvenile court jurisdiction; to provide relative to the jurisdiction over mental capacity determinations; to provide relative to mental capacity determination proceedings; and to provide for related matters.

Read by title.

## Motion

On motion of Rep. Richardson, the bill was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Richardson gave notice of his intention to call House Bill No. 202 from the calendar on Monday, April 23, 2012.

**HOUSE BILL NO. 219—**

BY REPRESENTATIVE WILLMOTT  
AN ACT

To amend and reenact R.S. 14:202.1(D)(1) and (3), (E)(1) and (3), and (F)(1) and (3), relative to the crime of home improvement fraud; to increase the values associated with the amount of damage caused by home improvement fraud or the amount contracted to conduct the home improvements; and to provide for related matters.

Read by title.

Rep. Willmott moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Miller
Abramson	Gisclair	Montoucet
Adams	Greene	Moreno
Anders	Guillory	Morris, Jay
Armes	Guinn	Morris, Jim
Arnold	Harris	Norton
Badon	Harrison	Ortego
Barras	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richardson
Burns, H.	Hunter	Ritchie
Burns, T.	Huval	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Schroder
Champagne	James	Seabaugh
Chaney	Jefferson	Shadoin
Connick	Johnson	Simon
Cox	Jones	Smith
Cromer	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dove	Landry, T.	Thibaut
Edwards	Leger	Thierry
Fannin	Leopold	Thompson
Foil	Ligi	Whitney
Franklin	Lopinto	Williams, A.
Gaines	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Total - 96		

**NAYS**

Total - 0

**ABSENT**

Bishop, W.	Dixon	LeBas
Brossett	Havard	Pearson
Burrell	Hazel	Richard
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Willmott moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 236—**

BY REPRESENTATIVE HODGES  
AN ACT

To amend and reenact R.S. 17:280 and to enact R.S. 17:3996(B)(30), relative to instruction in public schools regarding Internet and cell phone safety; to provide relative to guidelines and teaching materials for such instruction; and to provide for related matters.

Read by title.

Rep. Hodges sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hodges to Engrossed House Bill No. 236 by Representative Hodges

**AMENDMENT NO. 1**

On page 1, line 4, between "instruction;" and "and to" insert "to provide for limitation of liability;"

**AMENDMENT NO. 2**

On page 2, between lines 10 and 11, insert the following:

"D. No person shall have a cause of action against any school district, school, or school employee based on any statement made or action taken, or by the omission of any statement or action, regarding instruction required by this Section. The immunity from liability established in this Subsection shall not apply to any statement or action by a school employee that is maliciously, willfully, and deliberately intended to cause bodily harm to a student or to harass or intimidate a student."

On motion of Rep. Hodges, the amendments were adopted.

Rep. Hodges moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Montoucet
Abramson	Gisclair	Moreno
Adams	Greene	Morris, Jay
Anders	Guillory	Morris, Jim
Armes	Guinn	Norton
Arnold	Harrison	Ortego
Badon	Havard	Pearson
Barras	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hollis	Pugh
Broadwater	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Richardson
Burns, H.	Huval	Ritchie
Burns, T.	Jackson, G.	Robideaux
Burrell	Jackson, K.	Schexnayder
Carmody	James	Schroder
Carter	Jefferson	Seabaugh
Champagne	Johnson	Shadoin
Chaney	Jones	Simon

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Connick  
Cox  
Cromer  
Danahay  
Dove  
Edwards  
Fannin  
Foil  
Franklin  
Gaines  
Garofalo  
Total - 98

Lambert  
Landry, N.  
Landry, T.  
LeBas  
Leger  
Leopold  
Ligi  
Lopinto  
Lorusso  
Mack  
Miller

Smith  
St. Germain  
Talbot  
Thibaut  
Thierry  
Thompson  
Whitney  
Williams, A.  
Williams, P.  
Willmott

NAYS

Total - 0

ABSENT

Bishop, W.  
Brossett  
Dixon  
Total - 7

Harris  
Hazel  
Hoffmann

Richard

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hodges moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 255—

BY REPRESENTATIVES LEGER, ABRAMSON, BROSETT, LORUSSO,  
AND MORENO AND SENATORS MORRELL AND MURRAY  
AN ACT

To authorize and provide for the transfer of certain property of the Orleans Parish School Board; to specify the property which may be transferred and the authorized recipient of the property; to provide terms and conditions; and to provide for related matters.

Read by title.

Rep. Barrow, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 255 by Representative Leger

#### AMENDMENT NO. 1

On page 2, line 11, following "stipulations and" and before "execute" delete "to"

On motion of Rep. Barrow, the amendments were adopted.

Rep. Leger sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 255 by Representative Leger

#### AMENDMENT NO. 1

On page 1, line 18, after "1 line" and before "on" change "(383'06'01") front" to "(383'06'01'") front"

#### AMENDMENT NO. 2

On page 1, line 20, after "1 line" and before "on" change "(383'06'01'") front" to "(383'06'01'") front"

#### AMENDMENT NO. 3

On page 1, line 23, after "located" and before "First" insert "in the"

#### AMENDMENT NO. 4

On page 2, line 1, change "twenty-five feet" to "twenty-five feet four inches"

#### AMENDMENT NO. 5

On page 2, line 3, after "inches" and before "on" change "(161'04'00") front" to "(161'04'00'") front"

#### AMENDMENT NO. 6

On page 2, line 6, after "feet" and before "on Orange" change "(138'00'00") front" to "(128'00'00") front"

On motion of Rep. Leger, the amendments were adopted.

Rep. Leger moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker  
Abramson  
Adams  
Anders  
Arnold  
Badon  
Barras  
Barrow  
Berthelot  
Billiot  
Bishop, S.  
Broadwater  
Brossett  
Brown  
Burford  
Burns, H.  
Burns, T.  
Burrell  
Carmody  
Carter  
Champagne  
Chaney  
Connick  
Cox  
Cromer  
Danahay  
Dixon  
Dove  
Edwards  
Fannin  
Foil  
Franklin  
Gaines  
Total - 98

Garofalo  
Gisclair  
Greene  
Guillory  
Guinn  
Harris  
Harrison  
Havard  
Henry  
Hensgens  
Hill  
Hodges  
Hoffmann  
Hollis  
Honore  
Howard  
Hunter  
Huval  
Jackson, G.  
James  
Jefferson  
Johnson  
Jones  
Lambert  
Landry, N.  
Landry, T.  
LeBas  
Leger  
Leopold  
Ligi  
Lorusso  
Miller  
Montoucet

Moreno  
Morris, Jay  
Morris, Jim  
Norton  
Ortego  
Pearson  
Pierre  
Ponti  
Pope  
Price  
Pugh  
Pylant  
Reynolds  
Richard  
Richardson  
Ritchie  
Robideaux  
Schexnayder  
Schroder  
Seabaugh  
Shadoin  
Simon  
Smith  
St. Germain  
Talbot  
Thibaut  
Thierry  
Thompson  
Whitney  
Williams, A.  
Williams, P.  
Willmott

NAYS

Total - 0

## ABSENT

Armes	Hazel	Mack
Bishop, W.	Jackson, K.	
Geymann	Lopinto	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Leger moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVE GREENE

## AN ACT

To amend and reenact Children's Code Article 877(A), relative to juvenile adjudication hearings; to amend procedures relative to adjudication hearings for juvenile offenders charged with a crime of violence; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Gisclair	Miller
Abramson	Greene	Montoucet
Adams	Guillory	Moreno
Anders	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Broadwater	Hodges	Price
Brown	Hoffmann	Pugh
Burford	Hollis	Pylant
Burns, H.	Honore	Reynolds
Burns, T.	Howard	Richard
Burrell	Hunter	Richardson
Carmody	Huval	Ritchie
Carter	Jackson, G.	Robideaux
Champagne	Jackson, K.	Schexnayder
Chaney	James	Schroder
Connick	Jefferson	Seabaugh
Cox	Johnson	Shadoin
Cromer	Jones	Simon
Danahay	Lambert	Smith
Dixon	Landry, N.	St. Germain
Dove	Landry, T.	Talbot
Edwards	LeBas	Thibaut
Fannin	Leger	Thierry
Foil	Leopold	Thompson
Franklin	Ligi	Whitney
Gaines	Lopinto	Williams, A.
Garofalo	Lorusso	Williams, P.
Geymann	Mack	Willmott
Total - 102		

## NAYS

Total - 0

## ABSENT

Armes	Bishop, W.	Brossett
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 441—**

BY REPRESENTATIVE ABRAMSON

## AN ACT

To amend and reenact R.S. 14:40.2(F), (G), (H), and (I), R.S. 46:2136(D) and (F), and Code of Criminal Procedure Article 327.1 and to enact R.S. 14:40.2(J) and Code of Criminal Procedure Article 335.2, relative to the issuance of abuse prevention orders; to provide relative to abuse prevention orders in cases of domestic abuse and stalking; to provide relative to the effective term of certain portions of a protective order in cases of domestic abuse; to provide for procedures; to provide for a hearing and notice; to provide for conditions of release in stalking cases; and to provide for related matters.

Read by title.

Rep. Barrow, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 441 by Representative Abramson

**AMENDMENT NO. 1**

On page 2, line 9, following "may" and before "after" change "only be granted" to "be granted only"

**AMENDMENT NO. 2**

On page 2, line 25, following "provided" and before "until" change "herein" to "in this Subparagraph"

**AMENDMENT NO. 3**

On page 4, line 16, following "may" and before "after" change "only be granted" to "be granted only"

On motion of Rep. Barrow, the amendments were adopted.

Rep. Abramson moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Gaines	Lorusso
Abramson	Garofalo	Miller
Adams	Gisclair	Montoucet
Anders	Greene	Moreno
Armes	Guillory	Morris, Jay
Arnold	Guinn	Morris, Jim
Badon	Harris	Norton
Barras	Harrison	Ortego

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Barrow	Havard	Pearson
Berthelot	Hazel	Pierre
Billiot	Henry	Ponti
Bishop, S.	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hodges	Pugh
Brown	Hoffmann	Pylant
Burford	Hollis	Reynolds
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hunter	Schexnayder
Carmody	Huval	Schroder
Carter	Jackson, G.	Shadoin
Champagne	James	Simon
Chaney	Jefferson	Smith
Connick	Johnson	St. Germain
Cox	Jones	Talbot
Cromer	Lambert	Thibaut
Danahay	Landry, N.	Thierry
Dixon	Landry, T.	Thompson
Dove	LeBas	Whitney
Edwards	Leger	Williams, A.
Fannin	Leopold	Williams, P.
Foil	Ligi	Willmott
Franklin	Lopinto	
Total - 98		

NAYS

Total - 0

ABSENT

Brossett	Mack	Seabaugh
Geymann	Richard	
Jackson, K.	Richardson	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Abramson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 923—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:3552, 3553, 3554(A), (B), (D), (E), and (F), 3555, 3556, 3557, 3558(A), (B), and (D), 3559, 3561, 3563, 3564, 3565, and 3566(B) and (C) and to repeal R.S. 35:3560, relative to massage therapy; to provide for definitions; to provide for applicability of the Louisiana Massage Therapists and Massage Establishment Act; to provide for exemptions; to provide for the Louisiana Board of Massage Therapy; to provide for membership of the board; to provide for the powers and duties of the board; to require licensure for persons performing massage therapy; to provide for licensure for massage establishments; to establish licensure requirements; to provide for an examination; to provide for licensing regulations; to provide for the expiration and renewal of licenses; to provide for inactive status; to provide for disciplinary actions; to regulate advertising as a massage therapist or a massage establishment; to provide for penalties; to provide for injunctions; and to provide for related matters.

Called from calendar.

Read by title.

Rep. Barrow, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 923 by Representative Ponti

#### AMENDMENT NO. 1

On page 1, line 4, following "repeal" and before ";," change "R.S. 35:3560" to "R.S. 37:3560"

#### AMENDMENT NO. 2

On page 2, line 11, following "means" and before "a" insert "the status in which"

#### AMENDMENT NO. 3

On page 3, line 17, following ";," change "(with" to "with" and change "creams)" to "creams"

#### AMENDMENT NO. 4

On page 13, line 20, following "establishment:" delete the remainder of the line and lines 21 and 22 in their entirety and insert "The license is nontransferable and shall be for the sole use and benefit of the licensee or location issued."

On motion of Rep. Barrow, the amendments were adopted.

Rep. Ponti sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Engrossed House Bill No. 923 by Representative Ponti

#### AMENDMENT NO. 1

On page 2, at the end of line 27, insert the following:

"The term "massage establishment" shall not include physician offices, physical therapy facilities, chiropractic offices, or athletic training facilities, whether or not they employ, contract with, or rent to massage therapists, or institutions of secondary or higher education when massage therapy is practiced in connection with employment related to athletic teams."

#### AMENDMENT NO. 2

On page 3, line 11, after "include" delete the comma "," and "but is not limited"

#### AMENDMENT NO. 3

On page 3, at the beginning of line 12, delete "to"

#### AMENDMENT NO. 4

On page 3, delete line 13 in its entirety and insert in lieu thereof the following:

"compression, vibration, friction, (active/passive range of motion), stretching activities as they pertain to massage therapy, Shiatsu,"

#### AMENDMENT NO. 5

On page 3, line 16, after "include" delete the comma "," and delete "but is not limited to"



AMENDMENT NO. 6

On page 3, line 20, after "colonic therapy," delete the remainder of the line and insert in lieu thereof the following: "injection therapy, or manipulation of the joints. Equivalent terms"

AMENDMENT NO. 7

On page 5, line 6, after "licensed" and before "in" insert "or certified"

AMENDMENT NO. 8

On page 5, line 7, after "licensed" and before the period "." insert "or certified"

AMENDMENT NO. 9

On page 8, line 14, change "(1)" to "(1)(a)"

AMENDMENT NO. 10

On page 8, between lines 16 and 17 insert the following:

"(b) A course of study may utilize a credit hours equivalent as defined by the United States Department of Education in lieu of clock hours to measure student achievement. A course of study using credit hours shall provide coursework consistent with the rules promulgated by the board including at least five hundred hours of in-class supervised instruction."

AMENDMENT NO. 11

On page 16, delete lines 23 and 24 in their entirety and insert in lieu thereof the following:

"therapist, physical therapist, or chiropractor, or athletic trainer or a certificate of registration to practice athletic training, or a license as a massage establishment"

AMENDMENT NO. 12

On page 16, at the beginning of line 25, delete "in R.S. 37:3558(C)."

On motion of Rep. Ponti, the amendments were adopted.

Rep. Ponti moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gisclair	Miller
Abramson	Greene	Montoucet
Adams	Guillory	Moreno
Armes	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Berthelot	Hazel	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brown	Hollis	Pugh
Burford	Honore	Pylant
Burns, H.	Howard	Reynolds
Burns, T.	Hunter	Richard
Burrell	Huval	Richardson
Carmody	Jackson, G.	Ritchie
Carter	Jackson, K.	Robideaux

Champagne	James	Schexnayder
Chaney	Jefferson	Schroder
Connick	Johnson	Seabaugh
Cox	Jones	Shadoin
Cromer	Lambert	Simon
Danahay	Landry, N.	Smith
Dixon	Landry, T.	St. Germain
Dove	LeBas	Thibaut
Edwards	Leger	Thierry
Fannin	Leopold	Thompson
Foil	Ligi	Whitney
Franklin	Lopinto	Williams, A.
Gaines	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Total - 99		

NAYS

Total - 0

ABSENT

Anders	Brossett	Henry
Barrow	Geymann	Talbot
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 586—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 32:405.1, relative to age requirements of Class "E" driver's license; to increase the age of which a person must submit a signed statement attesting to supervised driving practice; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. St. Germain moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Garofalo	Miller
Abramson	Geymann	Montoucet
Adams	Gisclair	Moreno
Armes	Greene	Morris, Jay
Arnold	Guillory	Morris, Jim
Badon	Guinn	Norton
Barras	Harris	Ortego
Barrow	Harrison	Pearson
Berthelot	Hazel	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hodges	Pope
Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder

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Carter  
Champagne  
Chaney  
Connick  
Cox  
Cromer  
Danahay  
Dixon  
Dove  
Edwards  
Fannin  
Foil  
Franklin  
Gaines  
Total - 98

James  
Jefferson  
Johnson  
Jones  
Lambert  
Landry, N.  
Landry, T.  
LeBas  
Leger  
Leopold  
Ligi  
Lopinto  
Lorusso  
Mack

Schroder  
Seabaugh  
Shadoin  
Simon  
Smith  
St. Germain  
Thibaut  
Thierry  
Thompson  
Whitney  
Williams, A.  
Williams, P.  
Willmott

NAYS

Total - 0

ABSENT

Anders  
Brossett  
Havard  
Total - 7

Henry  
Hill  
Richard

Talbot

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. St. Germain moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### Suspension of the Rules

On motion of Rep. Leger, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

### Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:

### Message from the Senate

#### HOUSE BILLS

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 969  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### SIGNED SENATE BILLS AND JOINT RESOLUTIONS

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 221 and 581

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

### Message from the Senate

#### SENATE BILLS

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 77, 91, 104, 183, 249, and 407

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

#### SENATE BILL NO. 77—

BY SENATORS GALLOT AND GARY SMITH  
AN ACT

To amend and reenact R.S. 32:402.3(C) and 408(C)(1) relative, to motorcycle endorsements on drivers' licenses; to provide that persons meeting certain qualifications are not required to take a written knowledge test to obtain an "M" endorsement on a driver's license; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 91—

BY SENATOR JOHN SMITH  
AN ACT

To enact R.S. 13:2583.5, relative to the appointment of a deputy constable in Calcasieu Parish; to authorize a constable of a justice of the peace court in Calcasieu Parish to appoint a deputy; to provide for compensation; to provide for qualifications of office; to provide for residency requirements; to provide for prohibitions; and to provide for related matters.

Read by title.

#### SENATE BILL NO. 104—

BY SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 17:3164(A)(2)(b), 3167(E), and 3168, relative to postsecondary education; to provide relative to articulation and transfer of credit between and among public

secondary and postsecondary educational institutions; to provide relative to the development and implementation of a statewide common course numbering system; to provide relative to reporting requirements; and to provide for related matters.

Read by title.

**SENATE BILL NO. 183—**  
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:102.1(B), relative to amateur radio antennas; to provide for regulations related to amateur radio antennas; to prohibit the establishment of a limit less than a certain height; and to provide for related matters.

Read by title.

**SENATE BILL NO. 249—**

BY SENATOR LONG AND REPRESENTATIVE DOVE  
AN ACT

To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(a), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

**SENATE BILL NO. 407—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4121(A)(1)(a), relative to the Sewerage and Water Board of New Orleans; to provide relative to exemptions from charges; to provide for effective date; and to provide for related matters.

Read by title.

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

April 18, 2012

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 58, 59, and 64

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Edwards, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

**Senate Concurrent Resolutions  
Lying Over**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 58—**

BY SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend Chief Justice Burrell Johnston Carter of the First Circuit Court of Appeal upon his retirement and for his service to the legal community and to the citizens of Louisiana.

Read by title.

On motion of Rep. Edwards, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 59—**

BY SENATOR LONG

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Reverend Perry Sanders.

Read by title.

On motion of Rep. Nancy Landry, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 64—**

BY SENATOR NEVERS AND REPRESENTATIVE RITCHIE

A CONCURRENT RESOLUTION

To commend the Louisiana Foster and Adoptive Parent Association (LFAPA) for its outstanding achievements and to designate Thursday, May 17, 2012, as Louisiana Foster and Adoptive Parent Association Day at the Louisiana State Capitol.

Read by title.

On motion of Rep. Ritchie, and under a suspension of the rules, the resolution was concurred in.

**Suspension of the Rules**

On motion of Rep. Honore, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

**Introduction of Resolutions,  
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 53—**

BY REPRESENTATIVE HONORE

A RESOLUTION

To commend the Scotlandville Magnet High School boys' basketball team upon winning the 2012 Class 5A state championship.

Read by title.

On motion of Rep. Honore, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 54—**

BY REPRESENTATIVE THOMPSON

A RESOLUTION

To commend the Louisiana oil and gas industry and recognize Wednesday, April 18, 2012, as Shale Day at the Louisiana State Capitol.

Read by title.

On motion of Rep. Thompson, and under a suspension of the rules, the resolution was adopted.

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### HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVE GIROD JACKSON  
A RESOLUTION

To commend Reverend Doctor John Austin Brooks, Sr., upon the celebration of his seventy-fifth birthday.

Read by title.

On motion of Rep. Girod Jackson, and under a suspension of the rules, the resolution was adopted.

### HOUSE CONCURRENT RESOLUTION NO. 98—

BY REPRESENTATIVES HONORE, BADON, BARROW, WESLEY BISHOP, BROSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND LÉGER AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER  
A CONCURRENT RESOLUTION

To recognize Thursday, April 19, 2012, as Southern University Day at the Louisiana State Capitol.

Read by title.

On motion of Rep. Honore, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### HOUSE CONCURRENT RESOLUTION NO. 99—

BY REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To recognize April of 2012 as Sarcoidosis Awareness Month in Louisiana and to commend the Sarcoidosis Awareness Support Group of Greater Baton Rouge.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

### Reports of Committees

The following reports of committees were received and read:

#### Report of the Committee on Administration of Criminal Justice

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 49, by Abramson  
Reported with amendments. (14-0) (Regular)

House Bill No. 65, by Brossett  
Reported favorably. (11-0) (Regular)

House Bill No. 86, by Lopinto  
Reported with amendments. (12-0) (Regular)

House Bill No. 167, by Dixon  
Reported with amendments. (13-0) (Regular)

House Bill No. 228, by Smith, Patricia  
Reported favorably. (8-4) (Regular)

House Bill No. 249, by Thompson, J  
Reported with amendments. (11-2) (Regular)

House Bill No. 325, by Arnold  
Reported with amendments. (11-2) (Regular)

House Bill No. 512, by Moreno  
Reported with amendments. (11-0) (Regular)

House Bill No. 575, by Lopinto  
Reported with amendments. (13-0) (Regular)

House Bill No. 718, by Bishop, Wesley  
Reported favorably. (12-0) (Regular)

House Bill No. 1116, by Badon  
Reported with amendments. (12-0) (Regular)

House Bill No. 1118, by Moreno  
Reported by substitute. (11-0) (Regular)

Senate Bill No. 575, by Morrell  
Reported with amendments. (10-0) (Regular)

JOSEPH P. LOPINTO III  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

#### Report of the Committee on Education

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

House Bill No. 609, by Seabaugh (Joint Resolution)  
Reported with amendments. (11-6) (Regular)

House Bill No. 631, by Lorusso  
Reported favorably. (15-0) (Local & Consent)

House Bill No. 707, by Schroder  
Reported favorably. (16-0) (Regular)

House Bill No. 883, by Burns, Henry  
Reported favorably. (14-0) (Local & Consent)

House Bill No. 1109, by Price  
Reported favorably. (14-0) (Local & Consent)

STEPHEN F. CARTER  
Chairman

#### Report of the Committee on Health and Welfare

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 78, by Smith, Patricia  
Reported with amendments. (14-0)

House Bill No. 861, by Simon  
Reported with amendments. (15-0) (Regular)

House Bill No. 867, by Ortego  
Reported with amendments. (17-0) (Regular)

SCOTT M. SIMON  
Chairman

**Report of the Committee on  
House and Governmental Affairs**

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 5, by Schroder  
Reported favorably. (8-0)

House Concurrent Resolution No. 23, by Ortego  
Reported favorably. (9-0)

House Bill No. 46, by Pearson  
Reported with amendments. (9-0) (Regular)

House Bill No. 299, by Harrison (Joint Resolution)  
Reported favorably. (7-3) (Regular)

House Bill No. 313, by James  
Reported favorably. (10-0) (Local & Consent)

House Bill No. 314, by Berthelot  
Reported with amendments. (9-0) (Regular)

House Bill No. 334, by Brossett  
Reported with amendments. (10-0) (Regular)

House Bill No. 524, by Burns, Tim (Joint Resolution)  
Reported favorably. (9-0) (Regular)

House Bill No. 570, by Montoucet  
Reported with amendments. (10-0) (Regular)

House Bill No. 715, by Leger  
Reported with amendments. (9-0) (Regular)

House Bill No. 954, by Danahay  
Reported with amendments. (10-0) (Regular)

House Bill No. 1090, by Ligi  
Reported favorably. (10-0) (Local & Consent)

House Bill No. 1143, by Landry, Nancy  
Reported favorably. (7-3) (Regular)

Senate Bill No. 640, by Alario  
Reported with amendments. (10-0) (Special Order)

TIMOTHY G. "TIM" BURNS  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on  
Insurance**

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the following report:

House Bill No. 693, by Cromer  
Reported with amendments. (12-0) (Regular)

House Bill No. 771, by Foil  
Reported with amendments. (12-0) (Regular)

GREGORY CROMER  
Chairman

**Report of the Committee on  
Natural Resources and Environment**

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Concurrent Resolution No. 7, by Hensgens  
Reported favorably. (10-0-1)

House Concurrent Resolution No. 42, by Schexnayder  
Reported favorably. (10-0-1)

House Bill No. 565, by Dove  
Reported with amendments. (9-0-1) (Regular)

House Bill No. 656, by Dove  
Reported with amendments. (11-0-1) (Regular)

House Bill No. 896, by Dove  
Reported with amendments. (10-0-1) (Regular)

House Bill No. 916, by St. Germain  
Reported with amendments. (10-0-1) (Regular)

House Bill No. 918, by Guinn  
Reported with amendments. (12-0-1) (Regular)

GORDON E. DOVE, SR.  
Chairman

**Privileged Report of the Legislative Bureau**

April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 95  
Reported without amendments.

Senate Bill No. 175  
Reported with amendments.

Senate Bill No. 435  
Reported without amendments.

Respectfully submitted,

REGINA BARROW  
Chairman

**Privileged Report of the Legislative Bureau**

April 18, 2012

To the Speaker and Members of the House of Representatives:

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I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 640  
Reported without amendments.

Respectfully submitted,

REGINA BARROW  
Chairman

### Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Tim Burns asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

#### SENATE BILL NO. 640— BY SENATOR ALARIO

##### AN ACT

To amend and reenact R.S. 39:22(1) and 25, relative to the attendance of an economist principal at a session or meeting of the Revenue Estimating Conference; to authorize the economist principal to appoint an ad hoc member or to attend a session or meeting by telephone, video-conference, or other communications technology under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 640 by Senator Alario

##### AMENDMENT NO. 1

On page 1, line 4, after "member" delete the remainder of the line and delete line 5 and insert "under"

##### AMENDMENT NO. 2

On page 2, line 9, delete "physically"

##### AMENDMENT NO. 3

On page 2, at the end of line 11, after "may" delete the colon ":" and at the beginning of line 12, delete "(1) Appoint" and insert "designate"

##### AMENDMENT NO. 4

On page 2, line 12, between "member of" and "a university" insert "the faculty of"

##### AMENDMENT NO. 5

On page 2, at the end of line 14, after "meeting" delete the period "." and delete lines 15 through 19 and insert "and act on his behalf. In the event the economist principal is incapacitated to the extent that he is unable to designate the ad hoc member as provided in this Subsection, the president of the college or university of which the economist principal is a faculty member shall make the designation on behalf of the economist principal."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

#### Motion

Rep. Tim Burns moved to make Senate Bill No. 640 Special Order of the Day No. 1 for Tuesday, April 24, which motion was agreed to.

#### Privileged Report of the Committee on Enrollment

April 18, 2012

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

##### HOUSE RESOLUTION NO. 47—

BY REPRESENTATIVES TERRY LANDRY AND HONORE  
A RESOLUTION

To commend the Knights of Peter Claver and Ladies Auxiliary for their outstanding accomplishments and contributions.

##### HOUSE RESOLUTION NO. 48—

BY REPRESENTATIVE LEOPOLD  
A RESOLUTION

To commend Coach Robert "Bob" Becnel for his contribution to Louisiana athletics upon his retirement as head football coach at Belle Chasse High School.

##### HOUSE RESOLUTION NO. 49—

BY REPRESENTATIVE LEGER  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of William Kearney Christovich of New Orleans

##### HOUSE RESOLUTION NO. 50—

BY REPRESENTATIVE LEOPOLD  
A RESOLUTION

To commend the organizers and volunteers of the Plaquemines Parish Heritage and Seafood Festival.

##### HOUSE RESOLUTION NO. 51—

BY REPRESENTATIVE LEOPOLD  
A RESOLUTION

To commend the organizers and volunteers of the Plaquemines Parish Fair and Orange Festival.

Respectfully submitted,

HAROLD RITCHIE  
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

#### Suspension of the Rules

On motion of Rep. Anders, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet on Thursday, April 19, 2012, and consider the



following legislative instruments without giving the notice required by House Rule 14.24(A):

Senate Bill Nos. 148, 149, 150, 151, 169, 288, and 646

**Suspension of the Rules**

On motion of Rep. Arnold, the rules were suspended to permit the Committee on Judiciary to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 858

**Suspension of the Rules**

On motion of Rep. Dixon, the rules were suspended to permit the Committee on Labor and Industrial Relations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 494 and 534

Senate Bill No. 158

**Adjournment**

On motion of Rep. Billiot, at 5:50 P.M., the House agreed to adjourn until Thursday, April 19, 2012, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, April 19, 2012.

ALFRED W. SPEER  
Clerk of the House

